

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

**IN RE: ETHICON, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2327

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO –97)

On February 7, 2012, the Panel transferred 36 civil action(s) to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* 844 F.Supp.2d 1359 (J.P.M.L. 2012). Since that time, 845 additional action(s) have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R Goodwin.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Southern District of West Virginia for the reasons stated in the order of February 7, 2012, and, with the consent of that court, assigned to the Honorable Joseph R Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7–day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Sep 11, 2013

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

**IN RE: ETHICON, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2327

SCHEDULE CTO-97 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>	
CALIFORNIA CENTRAL				
CAC	2	13-06284	Amber Clavesilla et al v. Johnson & Johnson et al	
CAC	2	13-06285	Joan Miller et al v. Johnson & Johnson et al	
CAC	2	13-06288	Megan Moses et al v. Johnson & Johnson et al	
CAC	2	13-06289	Pamela Ruiz et al v. Johnson & Johnson et al	
CAC	5	13-01443	Erlinda Clingenpeel et al v. Ethicon Inc et al	
PENNSYLVANIA EASTERN				
PAE	2	13-04932	HIBLER v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	2	13-04933	TURNER v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	2	13-04934	DAWSON v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-04953	CARTER et al v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	2	13-04954	ELY v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-04955	FRENCH v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-04956	DEMPSEY v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	2	13-04957	GREENWOOD et al v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	2	13-04958	CARSON v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-04959	BAGWELL v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-04960	HOLT et al v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	2	13-04961	BERRY v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-04962	NICHOLSON v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-04963	COLLINS v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-04964	ADKINS v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-05010	PEREZ v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-05011	GIOVE et al v. ETHICON, INC. et al	Opposed 09/10/13
PAE	2	13-05013	TOMER v. JOHNSON & JOHNSON et al	Opposed 09/10/13
PAE	2	13-05014	RUBIO v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13

Activity in Case MDL No. 2327 IN RE: Ethicon, Inc., Pelvic Repair System Products Liability
Litigation CTO Final Minute Order (Clerks)
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United States

United States Judicial Panel on Multidistrict Litigation

Notice of Electronic Filing

The following transaction was entered on 9/11/2013 at 8:22 AM EDT and filed on 9/11/2013

Case Name: IN RE: Ethicon, Inc., Pelvic Repair System Products Liability Litigation

Case Number: [MDL No. 2327](#)

Filer:

Document Number: No document attached

Docket Text:

*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-97)
Finalized on 9/11/13. Please see pleading (3 in CAC/2:13-cv-06284, 3 in CAC/2:13-cv-06285, 3 in CAC/2:13-cv-06288, 3 in CAC/2:13-cv-06289, 3 in CAC/5:13-cv-01443, [1193] in MDL No. 2327).

As stipulated in Rule 7.1(c) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, transmittal of the order has been stayed 7 days to give any party an opportunity to oppose the transfer.

The 7-day period has now elapsed, no opposition was received, and the order is directed to the Clerk of the United States District Court for the S.D. West Virginia for filing. The Panel governing statute, 28 U.S.C. 1407, requires that the transferee clerk transmit a certified copy of the Panel order to transfer to the clerk of the district court from which the action is being transferred.

Signed by Clerk of the Panel Jeffery N. Luthi on 9/11/2013.

Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Megan Moses et al v. Johnson & Johnson et al

Case Number: [CAC/2:13-cv-06288](#)

Filer:

Document Number: No document attached

Docket Text:

*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-97)
Finalized on 9/11/13. Please see pleading (3 in CAC/2:13-cv-06284, 3 in CAC/2:13-cv-06285, 3 in CAC/2:13-cv-06288, 3 in CAC/2:13-cv-06289, 3 in CAC/5:13-cv-01443, [1193] in MDL No. 2327).

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Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Amber Clavesilla et al v. Johnson & Johnson et al

Case Number: [CAC/2:13-cv-06284](#)

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Docket Text:

*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-97)
Finalized on 9/11/13. Please see pleading (3 in CAC/2:13-cv-06284, 3 in CAC/2:13-cv-06285, 3 in CAC/2:13-cv-06288, 3 in CAC/2:13-cv-06289, 3 in CAC/5:13-cv-01443, [1193] in MDL No. 2327).

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Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Pamela Ruiz et al v. Johnson & Johnson et al

Case Number: [CAC/2:13-cv-06289](#)

Filer:

Document Number: No document attached

Docket Text:

*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-97)
Finalized on 9/11/13. Please see pleading (3 in CAC/2:13-cv-06284, 3 in CAC/2:13-cv-06285, 3 in CAC/2:13-cv-06288, 3 in CAC/2:13-cv-06289, 3 in CAC/5:13-cv-01443, [1193] in MDL No. 2327).

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Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Erlinda Clingenpeel et al v. Ethicon Inc et al

Case Number: [CAC/5:13-cv-01443](#)

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Document Number: No document attached

Docket Text:

*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-97)
Finalized on 9/11/13. Please see pleading (3 in CAC/2:13-cv-06284, 3 in CAC/2:13-cv-06285, 3 in CAC/2:13-cv-06288, 3 in CAC/2:13-cv-06289, 3 in CAC/5:13-cv-01443, [1193] in MDL No. 2327).

As stipulated in Rule 7.1(c) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, transmittal of the order has been stayed 7 days to give any party an opportunity to oppose the transfer.

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Signed by Clerk of the Panel Jeffery N. Luthi on 9/11/2013.

Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Joan Miller et al v. Johnson & Johnson et al

Case Number: [CAC/2:13-cv-06285](#)

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MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-97)
Finalized on 9/11/13. Please see pleading (3 in CAC/2:13-cv-06284, 3 in CAC/2:13-cv-06285, 3 in CAC/2:13-cv-06288, 3 in CAC/2:13-cv-06289, 3 in CAC/5:13-cv-01443, [1193] in MDL No. 2327).

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Signed by Clerk of the Panel Jeffery N. Luthi on 9/11/2013.

Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

No public notice (electronic or otherwise) sent because the entry is private

PAE	2	13-05015	PORTER-TOURE et al v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	2	13-05016	BARRY v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	2	13-05017	MCFARLAND et al v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	2	13-05018	DEIMLER et al v. ETHICON, INC. et al	Opposed 09/10/13
PAE	5	13-04931	BELTZ v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13
PAE	5	13-05012	MOHN et al v. ETHICON WOMEN'S HEALTH & UROLOGY et al	Opposed 09/10/13

Activity in Case MDL No. 2327 IN RE: Ethicon, Inc., Pelvic Repair System Products Liability
Litigation Conditional Transfer Order Finalized
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United States Judicial Panel on Multidistrict Litigation

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Case Name: IN RE: Ethicon, Inc., Pelvic Repair System Products Liability Litigation

Case Number: [MDL No. 2327](#)

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Document Number: [1193](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-97) - 5 action(s) re: pldg. (1 in CAC/2:13-cv-06284, 1 in CAC/2:13-cv-06285, 1 in CAC/2:13-cv-06288, 1 in CAC/2:13-cv-06289, 1 in CAC/5:13-cv-01443, [1164] in MDL No. 2327) Inasmuch as no objection is pending at this time, the stay is lifted.

Signed by Clerk of the Panel Jeffery N. Luthi on 9/11/2013.

Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Megan Moses et al v. Johnson & Johnson et al

Case Number: [CAC/2:13-cv-06288](#)

Filer:

Document Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-97) - 5 action(s) re: pldg. (1 in CAC/2:13-cv-06284, 1 in CAC/2:13-cv-06285, 1 in CAC/2:13-cv-06288, 1 in CAC/2:13-cv-06289, 1 in CAC/5:13-cv-01443, [1164] in MDL No. 2327) Inasmuch as no objection is

pending at this time, the stay is lifted.

Signed by Clerk of the Panel Jeffery N. Luthi on 9/11/2013.

Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Amber Clavesilla et al v. Johnson & Johnson et al
Case Number: [CAC/2:13-cv-06284](#)
Filer:
Document Number: [3](#)

Docket Text:
CONDITIONAL TRANSFER ORDER FINALIZED (CTO-97) - 5 action(s) re: pldg. (1 in CAC/2:13-cv-06284, 1 in CAC/2:13-cv-06285, 1 in CAC/2:13-cv-06288, 1 in CAC/2:13-cv-06289, 1 in CAC/5:13-cv-01443, [1164] in MDL No. 2327) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Pamela Ruiz et al v. Johnson & Johnson et al
Case Number: [CAC/2:13-cv-06289](#)
Filer:
Document Number: [3](#)

Docket Text:
CONDITIONAL TRANSFER ORDER FINALIZED (CTO-97) - 5 action(s) re: pldg. (1 in CAC/2:13-cv-06284, 1 in CAC/2:13-cv-06285, 1 in CAC/2:13-cv-06288, 1 in CAC/2:13-cv-06289, 1 in CAC/5:13-cv-01443, [1164] in MDL No. 2327) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Erlinda Clingenpeel et al v. Ethicon Inc et al
Case Number: [CAC/5:13-cv-01443](#)
Filer:
Document Number: [3](#)

Docket Text:
CONDITIONAL TRANSFER ORDER FINALIZED (CTO-97) - 5 action(s) re: pldg. (1 in CAC/2:13-cv-06284, 1 in CAC/2:13-cv-06285, 1 in CAC/2:13-cv-06288, 1 in CAC/2:13-cv-06289, 1 in CAC/5:13-cv-01443, [1164] in MDL No. 2327) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

Case Name: Joan Miller et al v. Johnson & Johnson et al

Case Number: [CAC/2:13-cv-06285](#)

Filer:

Document Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-97) - 5 action(s) re: *pldg.* (1 in CAC/2:13-cv-06284, 1 in CAC/2:13-cv-06285, 1 in CAC/2:13-cv-06288, 1 in CAC/2:13-cv-06289, 1 in CAC/5:13-cv-01443, [1164] in MDL No. 2327) Inasmuch as no objection is pending at this time, the stay is lifted.

Signed by Clerk of the Panel Jeffery N. Luthi on 9/11/2013.

Associated Cases: MDL No. 2327, CAC/2:13-cv-06284, CAC/2:13-cv-06285, CAC/2:13-cv-06288, CAC/2:13-cv-06289, CAC/5:13-cv-01443 (dn)

MDL No. 2327 Notice has been electronically mailed to:

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Marc E. Williams marc.williams@nelsonmullins.com

MDL No. 2327 Notice will not be electronically mailed to:

CAC/2:13-cv-06288 Notice has been electronically mailed to:

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Lauren H Bragin lauren.bragin@tuckerellis.com

CAC/2:13-cv-06288 Notice will not be electronically mailed to:

CAC/2:13-cv-06284 Notice has been electronically mailed to:

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Lauren H Bragin lauren.bragin@tuckerellis.com

CAC/2:13-cv-06284 Notice will not be electronically mailed to:

CAC/2:13-cv-06289 Notice has been electronically mailed to:

Christy D. Jones christy.jones@butlersnow.com, ashley.lampkin@butlersnow.com,
brandy.pitts@butlersnow.com, catherine.mason@butlersnow.com, ecf.notices@butlersnow.com,
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CAC/2:13-cv-06289 Notice will not be electronically mailed to:

CAC/5:13-cv-01443 Notice has been electronically mailed to:

Christy D. Jones christy.jones@butlersnow.com, ashley.lampkin@butlersnow.com, brandy.pitts@butlersnow.com, catherine.mason@butlersnow.com, ecf.notices@butlersnow.com, kcrawford@riker.com, laura.dixon@butlersnow.com, mkabbash@riker.com

Marc Sean Hurd mhurd@tiedtlaw.com

John Edward Tiedt jtiedt@tiedtlaw.com

Gabriel L Anderson gabriel@andersonjusticelaw.com

CAC/5:13-cv-01443 Notice will not be electronically mailed to:

CAC/2:13-cv-06285 Notice has been electronically mailed to:

Christy D. Jones christy.jones@butlersnow.com, ashley.lampkin@butlersnow.com, brandy.pitts@butlersnow.com, catherine.mason@butlersnow.com, ecf.notices@butlersnow.com, kcrawford@riker.com, laura.dixon@butlersnow.com, mkabbash@riker.com

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Joshua J Wes joshua.wes@tuckerellis.com

Lauren H Bragin lauren.bragin@tuckerellis.com

CAC/2:13-cv-06285 Notice will not be electronically mailed to:

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Document description:Main Document

Original filename:n/a

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[STAMP JPMLStamp_ID=1090522767 [Date=9/11/2013] [FileNumber=408012-0]
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bdb9aa0e05f479753a86b9ae46f75b730f34b4ff385886090531eb04a21]]